

*A Sector #3*

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, DC 20231, ON THE DATE INDICATED BELOW:  
BY: Danyle Hatch DATE: July 26, 2001

**PATENT  
BOX MISSING PARTS**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re: Patent Application of  
Darwin J. Prockop, et al. : Group Art Unit: 1636  
:  
Appln. No.: 09/816,182 : Examiner: Not Yet Assigned  
:  
Filed: March 23, 2001 :  
:  
Title: EARLY STAGE : Attorney Docket No. 53844-5019  
MULTIPOTENTIAL STEM CELLS :  
IN COLONIES OF BONE :  
MARROW STROMAL CELLS :

**TRANSMITTAL OF MISSING PARTS OF APPLICATION –  
FILING DATE GRANTED**

In response to the Notice to File Missing Parts dated May 30, 2001, the following is submitted herewith:

- ☒ Copy of the Notice to File Missing Parts of Application – Filing Date Granted, mailed May 30, 2001.
- ☐ No Notice to File Missing Parts has been received.
- ☒ One (1) Declaration and Power of Attorney.
- ☐ Verified English translation of application as filed.
- ☐ Priority document(s): Certified copy(ies) of \_\_\_ patent application No(s). \_\_\_\_\_, filed in \_\_\_\_\_ on \_\_\_\_\_ from which priority is claimed under 35 U.S.C. §119.
- ☐ Formal drawings: \_\_\_ sheets.
- ☐ Information Disclosure Statement, Form PTO-1449, and cited references.
- ☐ Preliminary Amendment.
- ☐ Nucleotide and/or Amino Acid Sequence Submission, including:  
☐ Computer readable copy      ☐ Paper Copy      ☐ Verified Statement
- ☐ Petition for a \_\_\_\_\_ ( ) Month Extension of Time and requisite fee.
- ☐ Request for Refund.
- ☐ Request for Corrected Filing Receipt. Attached is a marked-up copy of the Filing Receipt showing corrections.
- ☐ Notice of Change of Address

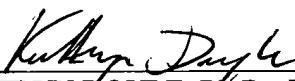
- [X] Applicant(s), by its/their undersigned attorney, claim(s) Small Entity Status under 37 C.F.R. §1.27 as [ ] an Independent Inventor, or [ ] a Small Business Concern, or [X] a Non-Profit Organization.
- [X] The following fees noted below are being paid:
- [X] Surcharge of **\$65.00** for late filing of filing fee and/or Declaration and Power of Attorney.
- [ ] Surcharge of **\$65.00** for late filing of English translation.
- [ ] Surcharge of \$\_\_\_\_\_ for a \_\_\_\_\_ Month Extension of Time.
- [X] Enclosed is our firm's check in the amount of **\$65.00** for the above fee.
- [X] The Commissioner is hereby authorized to charge and/or credit Deposit Account No. 50-0310 (billing code 53844-5019) as noted below. A duplicate copy of this sheet is enclosed.
- [ ] The above-calculated fee(s) calculated totaling \$\_\_\_\_.00.
- [X] Any overpayments or deficiencies in the above-calculated fee(s).
- [X] Any additional fees required under 37 C.F.R. §1.16 or §1.17.
- [X] In the event that a Petition for Extension of Time is required during the prosecution of this application, but not submitted, please charge any extension fee under 37 C.F.R. §1.136(a) to our Deposit Account noted above.

Respectfully submitted,

**DARWIN J. PROCKOP, ET AL.**

July 25, 2001  
Date

By:

  
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KD/DP

Enclosures (Check; Copy of Notice to File Missing Parts; Missing Part (Executed Declaration))



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/816,182	03/23/2001	Darwin J. Prockop	053844-5019

CONFIRMATION NO. 5852

## FORMALITIES LETTER



\*OC000000006126218\*

MORGAN, LEWIS & BOCKIUS LLP  
1701 Market Street  
Philadelphia, PA 19103

Date Mailed: 05/30/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

*A copy of this notice **MUST** be returned with the reply.*

*Zenebaul*  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

08/02/2001 BNSUYEM1 00000116 09816182

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